

REMARKS

Claims 12-22, 29-33, and 38-42 were pending when last examined. Claims 12-22 and 29-33 have been allowed. With this Response, Applicants cancel Claims 38-42 without prejudice or disclaimer. All pending claims are shown in the detailed listing above.

The Examiner states, "The request for reconsideration has been considered but does not place the application in condition for allowance because: Claims 38-42 the 'fractional switch' in the preamble has not been given weight because it has been held that a preamble is denied the effect of a limitation."

Applicants have cancelled Claims 38-42 with this Response. As such, all pending claims are allowable, and the Application is now in condition for full allowance.

CONCLUSION

Applicants respectfully request that the case be passed to issue as soon as possible. Should the Examiner wish to discuss the Application, it is requested that the Examiner contact the undersigned at (415) 772-7428.

EXPRESS MAIL LABEL NO.:

EV 611 225 690 US

Respectfully submitted,

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